

REMARKS

In light of the above amendments and remarks to follow, reconsideration and allowance of this application are respectfully requested.

Claims 1, 2, 4, 5, and 7-13 are pending in this application.

Claims 1-4 are rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,704,929 to Ozer et al.

Independent claim 1 has been amended herein to include the feature of dependent claim 3. That is, independent claim 1 now recites in part as follows:

"... wherein the controller records a reception in the reception log in the storage unit when the receiving unit continuously receives a channel and/or a program for at least a predetermined period and does not record a reception in the reception log in the storage unit when the receiving unit does not continuously receive a channel and/or a program for at least the predetermined period."

Thus, in claim 1, a reception is recorded in the reception log when the receiving unit receives a channel and/or a program continuously for a predetermined period. further, if a channel and/or program is not continuously received for a predetermined period, a reception is not recorded.

In explaining the rejection, the Examiner appears to rely on lines 28-30 and 35-37 of col. 8 and lines 1-8 of col. 9 to disclose the above recited feature. It is respectfully submitted that the portions of Ozer applied by the Examiner (hereinafter "Ozer") do not appear to teach recording "a reception as the reception log in the storage unit only when the receiving unit continuously receives one of a channel and a program for at least a predetermined period," as in claim 1. That is, Ozer appears to merely disclose storing "each and every

event performed by a viewer of [a] home entertainment system" and the length of time a device, such as a home entertainment system, is used or the length of time that a program is watched. Ozer does not appear to disclose recording a reception (event) when the receiving unit continuously receives one of a channel and a program for at least a predetermined period and not recording a reception when the receiving unit does not continuously receives one of a channel and a program for at least a predetermined period.

Accordingly, independent claim 1 is believed to be distinguishable from Ozer.

Claims 2 and 4 depend from claim 1, and, due to such dependency, is believed to be distinguishable from Ozer for at least the reasons previously described.

Claims 8-13 are rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,286,140 to Ivanyi.

Claims 8 and 11, as amended herein, recite in part as follows:

"... wherein a reception is recorded in the reception log of said at least one broadcast receiver only when said at least one broadcast receiver continuously receives a channel and/or a program for a predetermined period and a reception is not recorded in the reception log of said at least one broadcast receiver when said least one broadcast receiver does not continuously receive a channel and/or a program for at least the predetermined period."

It is respectfully submitted that the portions of Ivanyi applied by the Examiner do not appear to disclose the above-recited feature. Accordingly, amended independent claims 8 and 11, as well as claims 9, 10, 12, and 13, that depend therefrom, are believed to distinguishable from Ivanyi.

Claims 5-7 are rejected under 35 U.S.C. §103(a) as

being unpatentable over Ozer in view of U.S. Published Application No. 2005/0091685 to Sezan.

For reasons similar or somewhat similar to those described above with regard to independent claim 1, amended independent claim 5 is believed to be distinguishable from Ozer. The Examiner does not appear to have relied on Sezan to overcome the above-described deficiencies of Ozer. Accordingly independent claim 5 is believed to be distinguishable from the applied combination of Ozer and Sezan.

Claim 7 depends from claim 5, and, due to such dependency, is believed to be distinguishable from the applied combination of Ozer and Sezan for at least the reasons previously described.

As it is believed that all of the rejections set forth in the Official Action have been fully met, favorable reconsideration and allowance are earnestly solicited. If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that he/she telephone applicant's attorney at (908) 654-5000 in order to overcome any additional objections which he might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

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Respectfully submitted,

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